

TYON HOPKINS,)	
)	
Petitioner,)	2:11-cv-01685-JCM-VCf
)	
vs.)	ORDER
)	
D.W. NEVEN, <i>et al.</i> ,)	
)	
Respondents.)	
	/	

This action is a *pro se* petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254, by a Nevada state prisoner. Neither a filing fee nor an application to proceed *in forma pauperis* was submitted with the petition. Petitioner must either submit the \$5.00 filing fee for habeas petitions or an application to proceed *in forma pauperis*.

IT THEREFORE IS ORDERED that this action is **DISMISSED** without prejudice to the filing of a new petition in a new action.

IT FURTHER IS ORDERED that the clerk of the court shall send petitioner two copies of an *in forma pauperis* application form for a prisoner, one copy of the instructions for the same, two copies of a blank 28 U.S.C. § 2254 habeas petition form, and one copy of instructions for the same.

IT IS FURTHER ORDERED that the clerk of the court shall enter judgment accordingly.

James C. Mahan
UNITED STATES DISTRICT JUDGE